

ITW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jianhua FAN
S/N: 10/050,661
Title: Easy Mop

Examiner: Chin, Randall E
Group Art Unit: 1744
Filed: 01/16/2002

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited in the United States Postal Service, as first class mail with sufficient postage, in an envelope addressed to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450 on: 10/18, 2007

By Jan
Name: Jianhua Fan

Mail stop: PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
OCT 23 2007
OFFICE OF PETITIONS

Dear Examiner,

In response to the petitions office action dated Aug. 21, 2007, my original "STATE & ACTION" record is attached herewith.

First, I knew that some time taking one year for examining, that's why I called the Examiner on Jan. 25, 2006. (For example, I called patent office this month to check the status which I applied in Nov. 2006, and got answer said "still in examination").

Second, The examiner Randall Chin advised me to file an unintentional provisions while I call him on January 25, 2006. In some day, I got the fax copy of the office action.

Third, I had responded the fax office action on Feb. 1, 2006. So that I think that I did not abandoned the application.


Fourth, In my response on Feb. 1, 2006, I did not know which document should be attached with. So that, I just stated that I did not received the office action.

Fifth, I had stated in the last response that I lived in an apartment community. I have to go to the mail box room to pick up the mails, and missing mails are frequently happened (most time that happened because post master puts mails in a wrong box).

Sixth, While I received the office actions, I always marked on my "STATE & ACTION" list (see attached original copies).

So that, I think I did not made any mistakes, and I should not file a CFR 1.137 (b) because I responded the fax office action in time and the application had never been abandoned.

Respectfully submitted


Jianhua Fan
Applicant
Oct. 18, 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
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OCT 23 2007

JIANHUA FAN
APT. C-2
5800 MAUDINA AVENUE
NASHVILLE, TN 37209

OFFICE OF PETITIONS

COPY MAILED

AUG 21 2007

OFFICE OF PETITIONS

ON PETITION

In re Application of
Jianhua fan
Application No. 10/050,661
Filed: January 16, 2002
For: EASY MOP

This is in response to the communication, filed November 27, 2006, which is being treated as a petition under 37 CFR 1.181(a) (no fee) to withdraw the holding of abandonment in the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision should be submitted within two (2) months from the mail date of this decision and be entitled "Renewed Petition to Withdraw the Holding of Abandonment under 37 CFR 1.181." See 37 CFR 1.181(f).

A first petition to revive was filed under the unintentional provisions of 37 CFR 1.137(b) on February 6, 2006, and was dismissed on October 16, 2006 as failing to submit the reply and fee required by 37 CFR 1.137(b)(1) and (b)(2), respectively. Rather than renewing the petition under 37 CFR 1.137(b), petitioner now petitions to withdraw the holding of abandonment based on failure to receive the Office action mailed June 9, 2005, which set a three month shortened statutory period to reply. No timely reply having been received, the application became abandoned on September 10, 2005.

DISCUSSION OF PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

The Office follows the guidelines set forth in MPEP Section 711.03(c) (see also "Withdrawing the Holding of Abandonment When Office actions Are not Received," 1156 Official Gazette 53 (November 16, 1993), which sets forth that, in the absence of any irregularity in the mailing of an Office action, there is a strong presumption that the Office action was properly mailed to the applicant at the address of record. This presumption may be overcome by a showing that the June 9, 2005 final Office action was not in fact received. The showing required to establish the failure to receive the June 9, 2005 final Office action must include a statement from the applicant stating that the Office action was not received by applicant and attesting to the fact that a search of the file jacket and docket records indicates that the Office action was not received. A copy of

STATE & ACTION

up dated June, 04

Deposit Acc # 50-1687

Access code:1443

Internet password:lagoon93

Maintenance fee due: 3.5-4, 7.5-8, 11.5-12 years

No.	Filing Info	Invention Title	State/Action
US-01	12/12/97 08/990195 <i>issued 8/31/04 6272023</i>	Legged pot	Resp'd 6/21/04 Issue fee paid 6/21/04
US-I2	6/22/00 09/599103	Legged pot	OA 4/16/04 Resp'd 6/21/04 <i>OA 8/21/04 Resp'd 11/24/05</i>
CC-WI	9/24/98	Legged pot	OA due 5/20/04 Resp'd 5/10/04 <i>6/21/05</i>
EP-WI	9/24/98	Legged pot	<i>due 1/1/05</i>

Issued 11/9/99 Pat.5979842 Leaves Bagger
6/17/03 Maintenance fee
next time: June, 07

Issued 9/27/01 Pat. 6293505B1 Wide Opening
Leaves Bagger

Issued 10/3/00 Pat. 6125580 Self watering tray Fee due Sept,04

09/578437 5/25/00 Self watering tray
OA 6/3/04
Resp'd 6/21/04
Final due 11/24/05

Issued 10/17/00 Pat. 6131334 Self watering tray Fee due Sept. 04

10/27/98 LONGEVITY
75/576269 Abandoned 1/4/01

Issued 1/30/01 Pat. D436887S Pot with adjustable
Mouth piece

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6/16/00
09/595663

Self watering tray

OA 4/15/04
Due 7/15/04

OA 12/21
Resp'd 1/14/05

Issued 7/3/01 Pat. 6254012 B1 Seeping irrigation maintenance fee
System due Feb, 05

Issued 4/30/02 Pat. D456307S Legged flower pot

1/24/00
75/901644

MAGIC POT

Due Sept. 04
Apply in USE

Issued 7/9/02 Pat. D460020 Hanging flower pot

Issued 7/23/02 Pat. D460717 Flower pot

Issued 11/6/01 Pat. D450011 S Flower box pot

to 948433
一起处理

6/28/00
09/605606

Wheeled pot

OA 4/14/04
Resp'd 5/10/04

OA 12/17
Resp'd 1/14/05

8/20/02
10/224100

Micro irrigation
dropper

OA 5/14/04
Due 8/14/04
Abandoned?

Final abandoned?
9/15

Issued 7/9/02 Pat. D460021 Legged flower pot

11/3/00
29/132203

Foldable leaves
bagger

Issue ?????
All paid

Call them

11/9/00
09/711350

Movable watering
mouth piece

OA 3/25/04
Resp'd 4/24/04

OA 7/7/04
due 10/7/04
BX 10/5/04

Issued 1/14/03 Pat. D468662S Decorative self
watering pot

9/7/01
09/948433

Wheeled self
watering tray

1A/05-30A

OA 5/14/04
Resp'd 6/9/04

Final

OA 11/4/04
due 2/4/05

1/16/02
10/050661

Easy Mop

OA 5/26/04
Resp'd 6/21/04

OA 11/22/04
due 2/22/05

Issued 1/14/03 Pat. D468663 Flower box pottery

Issued 1/20/04 Pat. D485510S Greenhouse pot

Issued 4/13/04 Pat. D488402S Tray for hanging basket

Issued 2/10/04 Pat. D486420S Window box

Issued 1/13/04 Pat. D485028S Self watering tray

5/16/02
29/160773

Easy self watering tray Apply again in July

Applied
8/9/04

Issued 11/18/03 Pat. D482374S Ice Sticker

11/19/02
29/29266
171

Self watering Reservoir

Allowed
Resp'd 1/28/04

didn't received issue fee form
correction send 10/18

fee due
12/27/04
fee paid
12/16/04

12/12/02
10/716054

Aerated plant pot
Abendond ??????

OA 6/11/04
Due 9/11/04

7/21/04

Issued 1/27/04 Pat. D485784S Self watering tray
for regular plant pot

Issued 6/1/04 Pat. D490745S Stable self watering
tray for regular plant pot

8/24/04 D494,886S
Issued xxxxxxxxxxxxxxxxxxxx Movable watering lip

11/16/04 D498,432S
Issued xxxxxxxxxxxxxxxxxxxx Wheeled self watering tray

Appl'd 10/12/04 Watering Drawer,
Design
#1,350 canceled,

resp'd 9/9 ✓

STATE & ACTION

up dated Feb. 3, 05

Deposit Acc # 50-1687

Access code:1443

Internet password:lagoon93

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Maintenance fee due: 3.5-4, 7.5-8, 11.5-12 years

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No.	Filing Info	Invention Title	State/Action
US-01	12/12/97	Legged pot	
Issued 8/31/04	6,783,023	08/990195	
US-12	6/22/00	Legged pot	
	09/599103		
CC-WI	9/24/98	Legged pot	
Issued 9/24/04			
EP-WI	9/24/98	Legged pot	

OFFICE OF PETITIONS

Resp'd 1/14/05

date 1/6/05
 OA 12/6/05
 OA 6/30
 Final summary
 Resp'd 9/26/05

Issued 11/9/99 Pat.5979842 Leaves Bagger Maintenance fee
 6/17/03 next time: June, 07

Issued-9/27/01-Pat.-6293505B1-Wide Opening

~~Leaves Bagger~~~~Fee due 9/17/05~~

abandoned 9/20/05.

Issued 10/3/00 Pat. 6125580 Self watering tray Fee paid 9/9/04

09/578437 5/25/00

Self watering tray

Fig. 4 1/2-5
 design?
 1/13/05

Resp'd 11/12/04

Issued 10/17/00 Pat. 6131334 Self watering tray

Fee paid 9/9/04

10/27/98

LONGEVITY

75/576269

Abandoned 1/4/01

Issued 1/30/01 Pat. D436887S Pot with adjustable
 Mouth piece

6/16/00
09/595663

Self watering tray

Resp'd 1/14/05

Final

10/12/05
design
due 10/18
Resp'd 10/13

Issued 7/3/01 Pat. 6254012 B1 Seeping irrigation maintenance fee
System due June 1, 05

paid
6/22/05
by Amee Express

Issued 4/30/02 Pat. D456307S Legged flower pot

1/24/00
75/901644

MAGIC POT

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Issued 7/9/02 Pat. D460020 Hanging flower pot

OFFICE OF PETITIONS

Issued 7/23/02 Pat. D460717 Flower pot

Issued 11/6/01 Pat. D450011 S Flower box pot

6/28/00
09/605606

Wheeled pot

Resp'd 1/4/05

10/14/05
?

8/20/02
10/224100 Micro irrigation
dropper Abandoned 9/04

Issued 7/9/02 Pat. D460021 Legged flower pot

11/3/00
29/132203
issued 5/16/06 D521205

Foldable leaves
bagger

Issue ?????
All paid

11/9/00
09/711350

Movable watering mouth
Abandoned 10/04, see design

Issued 1/14/03 Pat. D468662S Decorative self
watering pot

9/7/01
09/948433

~~Wheeled self
watering tray~~

1/16/02
10/050661

Easy Mop

Resp'd 1/31/05

Resp'd 2/22/05

Issued 1/14/03 Pat. D468663 Flower box pottery

Issued 1/20/04 Pat. D485510S Greenhouse pot

Issued 4/13/04 Pat. D488402S Tray for hanging basket

Issued 2/10/04 Pat. D486420S Window box

Issued 1/13/04 Pat. D485028S Self watering tray

5/16/02
29/160773

Easy self watering tray Apply again
8/9/04

31,211,159

Issued 11/18/03 Pat. D482374S Ice Sticker

11/19/02
29/17266

Self watering Reservoir

issue fee paid 12/6/04

issued 6/28/06 17/ D506702S.

12/12/02
10/716054

Aerated plant pot
Abandoned 7/04

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OFFICE OF PETITIONS

605606 10/5/05
due 10/28/05
OA 7/28
OA 4/4
Resp'd 5/3 due 7/4
605606
7
5/3

Issued 1/27/04 Pat. D485784S Self watering tray
for regular plant pot

Issued 6/1/04 Pat. D490745S Stable self watering
tray for regular plant pot

Issued 8/24/04 Pat. D494886s Movable watering lip

Issued 11/16/04 Pat. 498432s Wheeled self
watering tray

10/28/05 Two Arc leg plant pot.

one leg pot ? 到底有没有申请过?

(Circle) Ring leg pot.